

REMARKS

Applicants have carefully reviewed and considered the Examiner's Action mailed May 31, 2007, in which the subject matter of claims 2-4 was indicated as being allowable over the prior art of record, if rewritten in independent form and to overcome the indefiniteness rejection. Reconsideration is respectfully requested in view of the foregoing amendments and the comments set forth below.

By this Amendment, indicated allowable claim 2 has been rewritten in independent form including all of the features of claim 1 and addressing the issues raised in the Action under 35 U.S.C. §112, second paragraph, claim 1 is cancelled, and claims 5, 8 and 10 are amended. Accordingly, claims 2-11 are pending in the instant application with indicated allowable claim 2 being rewritten independent form and claims 3-11 depending either directly or indirectly from independent claim 2.

Claims 1-11 were rejected under 35 U.S.C. §112, second paragraph as being indefinite for the reasons set forth in paragraph 3 spanning pages 2-3 of the Action. By the foregoing amendments to the claims, each issue raised by the Examiner has been resolved.

In particular, the Examiner asks whether the term "transmission signal" recited in line 7 of claim 1 refers to the same transmission signal cited in line 3. The term/phrase that is actually cited in line 7 is "a transmission signal for the different channel". As lines 4-6 of claim 1 recited, the transmission signal of line 3 has a different timing from that of a different channel (than the self-channel). That is, the self-channel and the different channel have respective transmission signals so the signals of line 3 and 7 are not the same.

Similarly, the recited spreading signal that is output in line 8 of claim 1 is not the same “spreading signal” recited in lines 10-11 of claim 1. Lines 10-11 of claim 1 recite “a spreading signal for the different channel”. That is, the spreading signal is that for a different channel and not the self-channel. With respect to the phrase “the different period” in line 10 of claim 1, the definite article “the” is replaced with the indefinite article “a” to overcome that indefiniteness area.

Claim 8 is directed to a CDMA receiver comprising correlation means for obtaining a correlation between a multiplex signal received from the transmitter of claim 5 (which now depends from independent claim 2). Claim 5 recites a plurality of transmitters. Thus, claim 8 has been amended to recite that spreading code allocated to a respective self-channel. Consequently, it is clear that the queried terms refer to a respective [term] of one of the plurality of transmitter recited in claim 5.

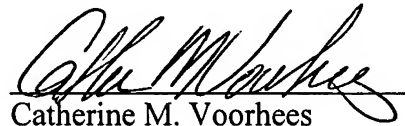
By the foregoing amendments, Applicants have clarified the queried terms. Accordingly, Applicants respectfully submit that claims 2-11 are fully definite under 35 U.S.C. § 112, second paragraph.

In view of the foregoing amendments and remarks, it is respectfully requested that the rejection under 35 U.S.C. §112, second paragraph be withdrawn and that a Notice of Allowance be issued indicating that claims 2-11 are allowed over the prior art of record.

Should the Examiner believe that a conference would advance the prosecution of this application, the Examiner is encouraged to telephone the undersigned counsel to arrange such a conference.

Respectfully submitted,

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